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February 26, 2004

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T.R.A. DOCKET ROOM

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Deborah T. Tate, Chairman  
Tennessee Regulatory Authority  
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Nashville, Tennessee 37219

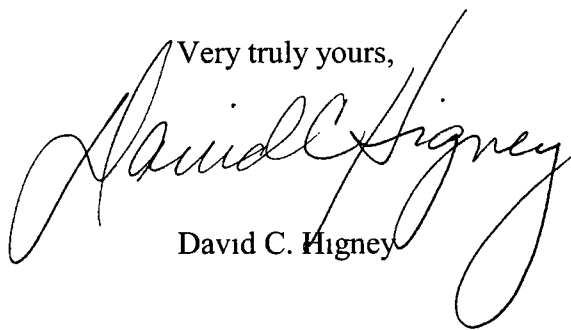
Re: ***Petition of Chattanooga Gas Company to Change and Increase Certain  
Rate and Charges; TRA Docket No. 04-00034***

Dear Chairman Tate:

Enclosed is an original and thirteen (13) copies of a Petition to Intervene being filed on behalf of Chattanooga Manufacturers Association. Also, enclosed is this firm's check in the amount of Twenty-Five Dollars (\$25.00) to satisfy the filing fee. I have enclosed an extra copy to be stamped "filed" and returned in the enclosed, self-addressed envelope.

If you have any questions regarding the same, please do not hesitate to contact counsel

Very truly yours,



David C. Higney

DCH:jb  
Encl.

cc: Director Sara Kyle  
Director Pat Miller  
Henry M. Walker, Esq.  
D. Billye Sanders, Esq.  
Mr. Ray Childers

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**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

IN RE:

PETITION OF CHATTANOOGA  
GAS COMPANY TO CHANGE AND  
INCREASE CERTAIN RATES AND  
CHARGES ...

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\*

DOCKET NO 04-00034

**PETITION TO INTERVENE BY THE  
CHATTANOOGA MANUFACTURERS ASSOCIATION**

Comes the Chattanooga Manufacturers Association's Intervention Group (hereinafter "CMA"), by and through its counsel, pursuant to *Tenn. Code Ann. §65-2-107* and *Rule 1220-1-2- 08* of the *Tennessee Regulatory Authority* (the "Authority"), and respectfully petitions to intervene in this docket as a party of record on behalf of CMA's members and certain consumers that will be adversely affected by the proposal to change and increase certain rates and charges submitted by the Chattanooga Gas Company ("the Gas Company"). In support of its petition, CMA states as follows:

1. The Chattanooga Manufacturers Association is a one-hundred year old trade association representing over 250 manufacturers and other businesses supporting, servicing and associated with the manufacturing sector. CMA and its members have substantial and vital interests in the outcome of the Authority's action in this docket, and desire to intervene in order to protect those interests on behalf of its members and those similarly situated.

2. The Authority previously has granted CMA intervention status in similar utility rate-making cases including, but not limited to, contested cases involving the Gas Company and those involving Tennessee-American Water Company. CMA members' rights and interests are not adequately represented by another party in this docket at the present time.

3. In the present docket, the Gas Company seeks approval by the Authority to increase certain rates and charges, including increases that will adversely affect ratepayers that are members of CMA and other similarly situated entities. The Gas Company's petition seeks an extraordinary increase in revenue (\$4.6 million annually) and other changes in tariff language that CMA avers is not fair or reasonable, nor in the best interests of CMA members and other ratepayers.

4. Accordingly, CMA requests to intervene and participate in this case pending the rejection, modification or approval of the petition presently filed by the Gas Company before the Authority.

5. If its Petition to Intervene is granted, all notices, correspondence and copies of orders and other materials should be addressed as follows, and the following should be placed upon the Official Service List in this proceeding:

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**WHEREFORE**, the Chattanooga Manufacturers Association Intervention Group respectfully requests that the Authority enter an Order granting this Petition to Intervene allowing CMA to become an intervening party of record in this docket.

Respectfully submitted this 26<sup>th</sup> of February, 2004.

GRANT, KONVALINKA & HARRISON, P.C.

By: 

DAVID C. HIGNEY (BPR #14888)  
633 Chestnut Street, 9<sup>th</sup> Floor  
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423-756-8400

- and -

BOULT, CUMMINGS, CONNERS & BERRY, PLC

HENRY M. WALKER, Esq.  
414 Union Street, Suite 1600  
Nashville, Tennessee 37219  
615-244-2582

**CERTIFICATE OF SERVICE**

I hereby certify that I have on this 26<sup>th</sup> day of February, 2004, served the foregoing Petition to Intervene of the Chattanooga Manufacturers Association either by fax, overnight delivery service or first class mail, postage prepaid, to all parties of record at their addresses shown below:

D. Billye Sanders, Esq.  
Waller, Lansden, Dortch & Davis, PLLC  
Nashville City Center  
511 Union Street, Suite 2100  
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GRANT, KONVALINKA & HARRISON, P.C.